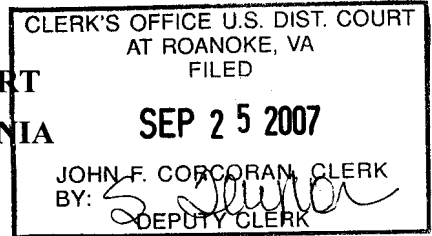


IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION



BENJAMIN JERMAINE TUCKER,	)	
Petitioner,	)	Civil Action No. 7:07CV00224
	)	
	)	
v.	)	<u>FINAL ORDER</u>
	)	
	)	
NOTTAWAY CORRECTIONAL	)	
CENTER, VIRGINIA DEPT. OF	)	
CORRECTIONS,	)	By: Hon. Glen E. Conrad
Respondent.	)	United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby

**ADJUDGED and ORDERED**

that respondent's motion to dismiss shall be and hereby is **GRANTED** and Tucker's petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, shall be and hereby is **DISMISSED**. This case shall be **STRICKEN** from the active docket of the court.

The Clerk of the Court is directed to send a certified copy of this Order and accompanying Memorandum Opinion to petitioner.

ENTER: This 25<sup>th</sup> day of September, 2007.

*[Signature]*  
\_\_\_\_\_  
United States District Judge